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SENATE BILL 105

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Lidio G. Rainaldi

AN ACT

RELATING TO STATE PARKS; PROVIDING STATE PARK LAW ENFORCEMENT OFFICERS WITH AUTHORITY TO PROVIDE ASSISTANCE TO FULL-TIME PEACE OFFICERS; AMENDING A SECTION OF THE NMSA 1978.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 16-2-30 NMSA 1978 (being Laws 1935, Chapter 57, Section 17, as amended) is amended to read:

"16-2-30. POLICE POWERS VESTED IN DIRECTOR AND ~~[PARK AND RECREATION]~~ STATE PARKS EMPLOYEES DESIGNATED BY THE SECRETARY. --

A. The director of the state parks division and ~~[such state park and recreation]~~ state parks division employees ~~[as may be]~~ designated by the secretary are vested with general police power and with the authority of conservators of the peace within state parks and recreation areas ~~[and]~~. It shall

underscored material = new
[bracketed material] = delete

1 be their duty to enforce the laws of the state and the rules
2 and regulations of the energy, minerals and natural resources
3 department within state parks and recreation areas [~~and~~]. They
4 shall have the further power of forcibly ejecting from [~~any~~] a
5 state park or recreation area [~~any and all persons~~] a person
6 who knowingly, willfully or wantonly [~~violate any~~] violates a
7 rule or regulation of the department within a state park or
8 recreation area.

9 B. State park law enforcement officers, in
10 emergency situations, shall be considered on duty and within
11 the scope of their employment for employee benefits when they
12 follow specific instructions from a duly qualified full-time
13 peace officer and aid the peace officer in carrying out his
14 duties. The secretary shall expand insurance coverage to
15 provide protection for those situations."

16 Section 2. EFFECTIVE DATE. --The effective date of the
17 provisions of this act is July 1, 2003.